

Message

From: Sarkipato, Ernest (DEQ) [SARKIPATOE@michigan.gov]
Sent: 12/13/2017 1:25:57 PM
To: Dehtiar, Luke (DEQ) [DEHTIARL@michigan.gov]; Lachance, Amy (DEQ) [LACHANCEA1@michigan.gov]; soller@plainfieldmi.org; Benzie, Richard (DEQ) [BENZIER@michigan.gov]; Crooks, Jennifer [crooks.jennifer@epa.gov]; Alfano, Judith (DEQ) [ALFANOJ@michigan.gov]; Berndt, Jason (DEQ) [BERNDTJ1@michigan.gov]; Bloemker, Jon (DEQ) [BLOEMKERJ@michigan.gov]; Brown, Melanie (DEQ) [BrownM45@michigan.gov]; Hendershott, Abigail (DEQ) [HENDERSHOTTA@michigan.gov]; Heidi Hollenbach [HOLLENBACHH@michigan.gov]; sara.simmonds@kentcountymi.gov; vanwyngardenc@plainfieldmi.org; Bradley, John (DEQ) [BRADLEYJ1@michigan.gov]; Shoven, Heather [shoven.heather@epa.gov]; Klein, Jeremy (DEQ) [KLEINJ1@michigan.gov]; petrovichd@plainfieldmi.org; Ostrander, Debbie (DEQ) [OSTRANDERD@michigan.gov]
Subject: RE: 1559-18 Insufficient Information
Attachments: RE: 1559-18 Insufficient Information

Closing the loop on my response to Ex. 6 - Personal Privacy (attached). Apologies from me for this lengthy email chain are in order ... it's getting out of control. My goal is to have more direct communications with this individual in the future.

Ernie Sarkipato, P.E.


Surface Water Treatment Specialist
 Drinking Water and Municipal Assistance Division
 Department of Environmental Quality
 616-307-0261 mobile


www.michigan.gov/drinkingwater

From: Ex. 6 - Personal Privacy
Sent: Tuesday, December 12, 2017 1:09 PM
To: DEQFOIA <DEQFOIA@michigan.gov>; Sarkipato, Ernest (DEQ) <SARKIPATOE@michigan.gov>; Dehtiar, Luke (DEQ) <DEHTIARL@michigan.gov>; Lachance, Amy (DEQ) <LACHANCEA1@michigan.gov>; soller@plainfieldmi.org; Benzie, Richard (DEQ) <BENZIER@michigan.gov>; Jennifer Crooks <crooks.jennifer@epa.gov>; Alfano, Judith (DEQ) <ALFANOJ@michigan.gov>; Berndt, Jason (DEQ) <BERNDTJ1@michigan.gov>; Bloemker, Jon (DEQ) <BLOEMKERJ@michigan.gov>; Brown, Melanie (DEQ) <BrownM45@michigan.gov>; Hendershott, Abigail (DEQ) <HENDERSHOTTA@michigan.gov>; Hollenbach, Heidi (DEQ) <HOLLENBACHH@michigan.gov>; Esther Berezofsky <eberezofsky@eblawllc.com>; John Coon <jrcoonlaw@gmail.com>; sara.simmonds@kentcountymi.gov; vanwyngardenc@plainfieldmi.org; Bradley, John (DEQ) <BRADLEYJ1@michigan.gov>; Heather Shoven <shoven.heather@epa.gov>; Klein, Jeremy (DEQ) <KLEINJ1@michigan.gov>; petrovichd@plainfieldmi.org; Ostrander, Debbie (DEQ) <OSTRANDERD@michigan.gov>; Garrett Solomon <garrett@solomonlawfirmpllc.com>; ahtra@fox17online.com
Subject: Re: 1559-18 Insufficient Information

Good afternoon,

On December 1, 2017 I had this Email correspondence with the the Michigan Department of Environmental Quality (MDEQ)

 **Sarkipato, Ernest (DEQ)** <SARKIPATOC@miichigan.gov>
Ex. 6 - Personal Privacy
 CC: Dentist, Luke (DEQ); Lachance, Amy (DEQ); Alfano, Judith (DEQ); Benzie, Richard (DEQ); solter@plainfieldm.org and 9 more...
 Dec 1 at 3:51 PM

Mr. 

We are working on a plan to address your concerns, with action items associated. It is going to take a bit longer to iron out some of those details, and I wanted to respond to you today. At this time, we are only able to relate a couple main points to begin to address some of your concerns.

First and foremost, based on the information in the files, we do not anticipate an imminent threat to public health via contamination of the public water supply at this time. This is based on our knowledge of the water system and laboratory results for both raw and treated water at the plainfield township water plant (of which there are many).

The township water system does have a long history with the state disposal landfill. Rather than describe that at length here, I want to stress there are many tests, communications, and reports throughout our file regarding this subject, as well as I'm sure in the DEQ superfund files. The public noticing of those individual pieces of information by the public water supply is going to be difficult to track down historically, particularly given the drinking water consumer confidence report requirement didn't become effective until 1999. Please note, if you are interested in viewing those records in our Grand Rapids office, please let me know and I will seek clearance for your viewing.

The historical context does help illuminate our current challenges, and it is certainly not too late to clarify and clear up some of the facts of the matter, both historical AND present day. In fact, I agree that needs to be a focus right now. Again, we intend to work with the Township, the DEQ's Remediation and Redevelopment Division, and the EPA to the extent practical and necessary, to formulate a plan to properly address your concerns regarding public information. We will likely be working on this through next week.

Last, representatives from the Plainfield Township Water Supply have expressed interest in working directly with you as well. I hope that part of my role here is to reconnect the water supply operators and managers with their customers, as I know there is a lot of mistrust and probably a lack of information on the public side. If you are open to a meeting with myself and water supply officials to review some historical and present day information, I will be eager to accommodate that meeting.

Ernie Sarkipato, P.E.
 Surface Water Treatment Specialist
 Drinking Water and Municipal Assistance Division
 Department of Environmental Quality
 616-367-9254 mobile

www.michigan.gov/drinkingwater

Today on 12/12/2017 I received this denial to my FOIA Request.



Dec 12 at 11:03 AM

Ex. 6 - Personal Privacy

This written notice is issued in response to your request for information under the Freedom of Information Act, 1976 PA 442, as amended (FOIA), which was received by this office on December 11, 2017. You requested information on the following subject(s):

All reports, test results, notes, voice recordings, maps, correspondence, customer records, all interviews and studies in your possession regarding Bell's Pickup Service and the State Disposal Landfill.

The purpose of the FOIA is to provide the public with access to existing, nonexempt public records of public bodies. Section 3(1) of the FOIA requires that a requesting person's written request must describe a public record sufficiently to enable the public body to find the public record. Your request does not provide the specific street address, city or county about which you seek information. Inasmuch as most of the Department of Environmental Quality's (DEQ's) records related to sites of environmental contamination or regulation are maintained by facility name, street address, and city, the DEQ does not have enough information to search for responsive records.

For this reason your request is denied.

Under section 10 of the FOIA, you may do either of the following:

1) Appeal this decision in writing to the Director of Legal Services, Department of Environmental Quality, P.O. Box 30473, Lansing, Michigan 48906-7973. The writing must specifically state the word "appeal" and identify the basis for which the decision determination should be reversed. The Director of Legal Services, or her delegated designee, must respond to the appeal within 10 business days of its receipt. Under unusual circumstances, the time for responses to the appeal may be extended by 10 business days.

2) You may commence a civil action in the Court of Claims within 180 days after the date of the final determination to deny the request. If you prevail in such an action, the court is to award reasonable attorney fees, costs, and disbursements, and possible damages.

You may access the Michigan Department of Environmental Quality's website that contains information about our FOIA policy and procedure, public notice summary, and several online databases at www.michigan.gov/deq/0,4570,7-123_174_175_176_177_178_179_180_181_182_183_184_185_186_187_188_189_190_191_192_193_194_195_196_197_198_199_200_201_202_203_204_205_206_207_208_209_210_211_212_213_214_215_216_217_218_219_220_221_222_223_224_225_226_227_228_229_230_231_232_233_234_235_236_237_238_239_240_241_242_243_244_245_246_247_248_249_250_251_252_253_254_255_256_257_258_259_260_261_262_263_264_265_266_267_268_269_270_271_272_273_274_275_276_277_278_279_280_281_282_283_284_285_286_287_288_289_290_291_292_293_294_295_296_297_298_299_300_301_302_303_304_305_306_307_308_309_310_311_312_313_314_315_316_317_318_319_320_321_322_323_324_325_326_327_328_329_330_331_332_333_334_335_336_337_338_339_340_341_342_343_344_345_346_347_348_349_350_351_352_353_354_355_356_357_358_359_360_361_362_363_364_365_366_367_368_369_370_371_372_373_374_375_376_377_378_379_380_381_382_383_384_385_386_387_388_389_390_391_392_393_394_395_396_397_398_399_400_401_402_403_404_405_406_407_408_409_410_411_412_413_414_415_416_417_418_419_420_421_422_423_424_425_426_427_428_429_430_431_432_433_434_435_436_437_438_439_440_441_442_443_444_445_446_447_448_449_450_451_452_453_454_455_456_457_458_459_460_461_462_463_464_465_466_467_468_469_470_471_472_473_474_475_476_477_478_479_480_481_482_483_484_485_486_487_488_489_490_491_492_493_494_495_496_497_498_499_500_501_502_503_504_505_506_507_508_509_510_511_512_513_514_515_516_517_518_519_520_521_522_523_524_525_526_527_528_529_530_531_532_533_534_535_536_537_538_539_540_541_542_543_544_545_546_547_548_549_550_551_552_553_554_555_556_557_558_559_560_561_562_563_564_565_566_567_568_569_570_571_572_573_574_575_576_577_578_579_580_581_582_583_584_585_586_587_588_589_590_591_592_593_594_595_596_597_598_599_600_601_602_603_604_605_606_607_608_609_610_611_612_613_614_615_616_617_618_619_620_621_622_623_624_625_626_627_628_629_630_631_632_633_634_635_636_637_638_639_640_641_642_643_644_645_646_647_648_649_650_651_652_653_654_655_656_657_658_659_660_661_662_663_664_665_666_667_668_669_670_671_672_673_674_675_676_677_678_679_680_681_682_683_684_685_686_687_688_689_690_691_692_693_694_695_696_697_698_699_700_701_702_703_704_705_706_707_708_709_710_711_712_713_714_715_716_717_718_719_720_721_722_723_724_725_726_727_728_729_730_731_732_733_734_735_736_737_738_739_740_741_742_743_744_745_746_747_748_749_750_751_752_753_754_755_756_757_758_759_760_761_762_763_764_765_766_767_768_769_770_771_772_773_774_775_776_777_778_779_780_781_782_783_784_785_786_787_788_789_790_791_792_793_794_795_796_797_798_799_800_801_802_803_804_805_806_807_808_809_810_811_812_813_814_815_816_817_818_819_820_821_822_823_824_825_826_827_828_829_830_831_832_833_834_835_836_837_838_839_840_841_842_843_844_845_846_847_848_849_850_851_852_853_854_855_856_857_858_859_860_861_862_863_864_865_866_867_868_869_870_871_872_873_874_875_876_877_878_879_880_881_882_883_884_885_886_887_888_889_890_891_892_893_894_895_896_897_898_899_900_901_902_903_904_905_906_907_908_909_910_911_912_913_914_915_916_917_918_919_920_921_922_923_924_925_926_927_928_929_930_931_932_933_934_935_936_937_938_939_940_941_942_943_944_945_946_947_948_949_950_951_952_953_954_955_956_957_958_959_960_961_962_963_964_965_966_967_968_969_970_971_972_973_974_975_976_977_978_979_980_981_982_983_984_985_986_987_988_989_990_991_992_993_994_995_996_997_998_999_1000

If you have any questions regarding the results of your request, you may contact DEQ FOIA at 600 MC 9278, deqfoia@michigan.gov, DEQ FOIA Coordinator P.O. Box 30467, Lansing, Michigan 48906-7967, or you may contact me.

Leigh M. Capen, FOIA Coordinator

Legal Services

889-582-9278

[www.michigan.gov/deq/0,4570,7-123_174_175_176_177_178_179_180_181_182_183_184_185_186_187_188_189_190_191_192_193_194_195_196_197_198_199_200_201_202_203_204_205_206_207_208_209_210_211_212_213_214_215_216_217_218_219_220_221_222_223_224_225_226_227_228_229_230_231_232_233_234_235_236_237_238_239_240_241_242_243_244_245_246_247_248_249_250_251_252_253_254_255_256_257_258_259_260_261_262_263_264_265_266_267_268_269_270_271_272_273_274_275_276_277_278_279_280_281_282_283_284_285_286_287_288_289_290_291_292_293_294_295_296_297_298_299_300_301_302_303_304_305_306_307_308_309_310_311_312_313_314_315_316_317_318_319_320_321_322_323_324_325_326_327_328_329_330_331_332_333_334_335_336_337_338_339_340_341_342_343_344_345_346_347_348_349_350_351_352_353_354_355_356_357_358_359_360_361_362_363_364_365_366_367_368_369_370_371_372_373_374_375_376_377_378_379_380_381_382_383_384_385_386_387_388_389_390_391_392_393_394_395_396_397_398_399_400_401_402_403_404_405_406_407_408_409_410_411_412_413_414_415_416_417_418_419_420_421_422_423_424_425_426_427_428_429_430_431_432_433_434_435_436_437_438_439_440_441_442_443_444_445_446_447_448_449_450_451_452_453_454_455_456_457_458_459_](http://www.michigan.gov/deq/0,4570,7-123_174_175_176_177_178_179_180_181_182_183_184_185_186_187_188_189_190_191_192_193_194_195_196_197_198_199_200_201_202_203_204_205_206_207_208_209_210_211_212_213_214_215_216_217_218_219_220_221_222_223_224_225_226_227_228_229_230_231_232_233_234_235_236_237_238_239_240_241_242_243_244_245_246_247_248_249_250_251_252_253_254_255_256_257_258_259_260_261_262_263_264_265_266_267_268_269_270_271_272_273_274_275_276_277_278_279_280_281_282_283_284_285_286_287_288_289_290_291_292_293_294_295_296_297_298_299_300_301_302_303_304_305_306_307_308_309_310_311_312_313_314_315_316_317_318_319_320_321_322_323_324_325_326_327_328_329_330_331_332_333_334_335_336_337_338_339_340_341_342_343_344_345_346_347_348_349_350_351_352_353_354_355_356_357_358_359_360_361_362_363_364_365_366_367_368_369_370_371_372_373_374_375_376_377_378_379_380_381_382_383_384_385_386_387_388_389_390_391_392_393_394_395_396_397_398_399_400_401_402_403_404_405_406_407_408_409_410_411_412_413_414_415_416_417_418_419_420_421_422_423_424_425_426_427_428_429_430_431_432_433_434_435_436_437_438_439_440_441_442_443_444_445_446_447_448_449_450_451_452_453_454_455_456_457_458_459_460_461_462_463_464_465_466_467_468_469_470_471_472_473_474_475_476_477_478_479_480_481_482_483_484_485_486_487_488_489_490_491_492_493_494_495_496_497_498_499_500_501_502_503_504_505_506_507_508_509_510_511_512_513_514_515_516_517_518_519_520_521_522_523_524_525_526_527_528_529_530_531_532_533_534_535_536_537_538_539_540_541_542_543_544_545_546_547_548_549_550_551_552_553_554_555_556_557_558_559_560_561_562_563_564_565_566_567_568_569_570_571_572_573_574_575_576_577_578_579_580_581_582_583_584_585_586_587_588_589_590_591_592_593_594_595_596_597_598_599_600_601_602_603_604_605_606_607_608_609_610_611_612_613_614_615_616_617_618_619_620_621_622_623_624_625_626_627_628_629_630_631_632_633_634_635_636_637_638_639_640_641_642_643_644_645_646_647_648_649_650_651_652_653_654_655_656_657_658_659_660_661_662_663_664_665_666_667_668_669_670_671_672_673_674_675_676_677_678_679_680_681_682_683_684_685_686_687_688_689_690_691_692_693_694_695_696_697_698_699_700_701_702_703_704_705_706_707_708_709_710_711_712_713_714_715_716_717_718_719_720_721_722_723_724_725_726_727_728_729_730_731_732_733_734_735_736_737_738_739_740_741_742_743_744_745_746_747_748_749_750_751_752_753_754_755_756_757_758_759_760_761_762_763_764_765_766_767_768_769_770_771_772_773_774_775_776_777_778_779_780_781_782_783_784_785_786_787_788_789_790_791_792_793_794_795_796_797_798_799_800_801_802_803_804_805_806_807_808_809_810_811_812_813_814_815_816_817_818_819_820_821_822_823_824_825_826_827_828_829_830_831_832_833_834_835_836_837_838_839_840_841_842_843_844_845_846_847_848_849_850_851_852_853_854_855_856_857_858_859_860_861_862_863_864_865_866_867_868_869_870_871_872_873_874_875_876_877_878_879_880_881_882_883_884_885_886_887_888_889_890_891_892_893_894_895_896_897_898_899_900_901_902_903_904_905_906_907_908_909_910_911_912_913_914_915_916_917_918_919_920_921_922_923_924_925_926_927_928_929_930_931_932_933_934_935_936_937_938_939_940_941_942_943_944_945_946_947_948_949_950_951_952_953_954_955_956_957_958_959_960_961_962_963_964_965_966_967_968_969_970_971_972_973_974_975_976_977_978_979_980_981_982_983_984_985_986_987_988_989_990_991_992_993_994_995_996_997_998_999_1000)

All reports, test results, notes, voice recordings, maps, correspondence, customer records, all interviews and studies in your possession regarding Bell's Pickup Service and the State Disposal Landfill

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If you have any questions regarding the results of your request, you may contact DEQ FOIA at 800-662-9278; deqfoia@michigan.gov; DEQ, FOIA Coordinator, P.O. Box 30457, Lansing, Michigan 48909-7957; or you may contact me.

Leigh M. Copen, FOIA Coordinator

Legal Services

800-662-9278

www.michigan.gov/deqfoia

deqfoia@michigan.gov

